

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**PENN MUTUAL LIFE INSURANCE
COMPANY,**

Plaintiff,

v.

**WELLS FARGO BANK, N.A., as Securities
Intermediary,**

Defendant.

CIVIL ACTION NO. 18-40

ORDER

AND NOW, this 1st day of October 2018, upon consideration of Defendant's Motion to Dismiss [Doc. No. 12], the response and replies thereto, and for the reasons stated in the accompanying Memorandum Opinion, it is hereby **ORDERED** that the Motion is **GRANTED** as the Court declines to exercise jurisdiction over this action, which is **DISMISSED without prejudice**. The Clerk is directed to **CLOSE** the case.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.